## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/802,166

Inventor(s) : James Robert Schwartz et al.

Filed : 3/17/2004

Art Unit : 1616

Examiner : Ernst V. Arnold

Docket No. : 9184M Confirmation No. : 4150 Customer No. : 27752

Title : COMPOSITION COMPRISING ZINC-CONTAINING

LAYERED MATERIAL WITH A HIGH RELATIVE ZINC

LABILITY

AMENDMENT AFTER 1<sup>ST</sup> OFFICE ACTION UNDER 37 CFR §1.111(c)

AND

TERMINAL DISCLAIMER under 37 CFR 1.321(c)

Mail Stop Amendment Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

## INTRODUCTORY REMARKS

In response to the non-final action of August 6, 2008, the time for response being extended by three months, providing for a timely response up to and including February 6, 2009, pursuant to the fee charged to the Assignee's Deposit Account in the papers submitted herewith, please amend the above-identified application as follows and consider the following remarks, terminal disclaimer and reconsider the application.

Please consider the above-identified application as follows:

Amendment of the Claims begin on page 2 of this paper.

Remarks begin on page 7 of this paper.